

**CERTIFICATE OF TRANSMISSION/MAILING**

Ref. No.: 12439.0080

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (571) 273-8300 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 31, 2007.

/Erin Cowles/  
Erin Cowles

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.	:	10/034,528	Confirmation No. 2563
Applicant	:	Eldridge et al.	
Filed	:	December 272001	
TC/A.U.	:	2812	
Examiner	:	Benjamin Eldridge	
Docket No.	:	P6C3-US	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

To Whom It May Concern:

Listed on an attached Form PTO/SB/08A is information known to applicant(s). Applicants ask that the attached Form PTO/SB/08A be initialed and returned in accordance with MPEP §609. This statement is not intended to represent that a search has been made or that the information cited in the statement is or is considered to be material to patentability as defined in §1.56.

**COMMENTS**

Both of the cited references were cited in a corresponding European patent application by the European Patent Office.

This statement qualifies under *37 C.F.R. §1.97* subsection (b) because (check all that apply):

It is being filed within 3 months of the application filing date (other than the filing date of a continued prosecution application under §1.53(d)); or

It is being filed within 3 months of entry of a national stage; or

It is being filed before the mail date of the first Office Action on the merits; or

It is being filed before the mail date of the first Office Action after the filing of a request for continued examination under §1.114.

*37 C.F.R. §1.97(c)*. If this statement is being filed three months after the filing date of a national application or entry of the national stage in an international application and the mailing date of a first Office action on the merits but before the mailing date of the earlier of a final office action a notice of allowance or an action that otherwise closes prosecution in the application then:

a statement as specified in §1.97(e) is provided below; or

a fee of \$180.00 as set forth in §1.17(p) is authorized below enclosed or included with the payment of other papers filed together with this statement.

*37 C.F.R. §1.97(d)*. If this statement is being filed after the mailing date of the earlier of a final office action under §1.113a notice of allowance under §1.311 or an action that otherwise closes prosecution in the application but before payment of the issue fee then:

a statement as specified in §1.97(e) is provided below; and

a fee of \$180.00 as set forth in §1.17(p) is authorized below enclosed or included with the payment of other papers filed together with this statement.

*Fee:*

No fee is due.

A check that includes \$\_\_\_\_\_ for the above-identified fee(s) is enclosed.

Payment is provided by credit card.

This statement is filed as one part of a multi-part submission. The fee for the complete submission was included in an electronically filed submission on \_\_\_. Applicants request the foregoing fee be accepted for this statement. (See OG Notice dated 17 September 2002.)

Respectfully submitted,

Date: October 31, 2007

By N. Kenneth Burraston/

N. Kenneth Burraston

Reg. No. 39,923

Kirton & McConkie  
1800 Eagle Gate Tower  
60 East South Temple  
P.O. Box 45120  
Salt Lake City Utah 84111-1004  
Telephone: (801) 323-5934  
Fax: (801) 321-4893